IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
First Bail Application No. 665/2006

Chhatarapal S/o Jagdish
R/o Village Tanda Ujjain
P.S. Kashipur, District U.S. Nagar ……Applicant

Versus

State of Uttaranchal ……Respondent

Arising out of case Crime No. 2090 / 2006
U/Ss 363, 366, 376 I.P.C.
P.S. Kashipur,
District U.S. Nagar.

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case Crime No. 2090 / 2006 U/Ss 363, 366, 376 I.P.C., Police Station Kashipur, District U.S. Nagar.

Heard Smt. Pushpa Joshi, learned counsel for the applicant and Sri Lalit Verma, learned A.G.A. and perused the record.

According to the first information report the prosecutrix Km. Poonam Kaur has gone with the applicant with her own wishes. She stayed with the applicant at several places without any hue and cry. The medical examination report also reveals that the prosecutrix appears to be habitual of sexual intercourse. The age of the prosecutrix has been indicated about 17 years.

Keeping in view the averments made in the F.I.R. as well as the medical examination report and the age of the prosecutrix, I am of the view that it is a fit case for bail at this stage.

Let the applicant be released on bail in case crime No. 2090 / 2006 U/Ss 363, 366, 376 I.P.C., P.S. Kashipur, District U.S. Nagar, on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of A.C.J.M. Kashipur, District U.S. Nagar.

(B.C. Kandpal, J.)

Dated: 02-08-2006
ISB